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February 28, 2008

VIA ECF

Hon. William H. Pauley III
United States District Court
Southern District of New York
500 Pearl Street,
New York, NY 11201

Re: SANCHEZ V. BELLCLAIRE
Docket No.: 06 cv 3429

Dear Judge Pauley,

The undersigned is counsel to Plaintiffs in the above-referenced matter. I write, with Defendants consent, to request an extension of time to complete discovery.

The above matter concerns five workers claiming unpaid overtime wages. As of today's date, three of the plaintiffs have been deposed. My adversary and I attempted to find a date to depose the individually named defendant, but were unsuccessful, mainly due to defendant's recent surgery.

I am displeased to report that I have tried, and failed, to reach the two remaining plaintiffs to be deposed. I have called and written yet still have not received responses.

The current date Ordered by the Court for the completion of discovery is 2/28/08. The Joint Pretrial Order is currently due by 3/27/2008, and there is a Final Pretrial Conference set for 4/18/2008 at 9:45 PM.

I request that the discovery deadline be extended by six (6) weeks and that the remaining dates be adjourned to dates convenient for the Court.

Should the remaining plaintiffs, yet to be deposed, fail to contact me, it is my intention to move swiftly to be removed as their counsel so as avoid delaying this case further.

I thank the Court very much for Its time and consideration.

Respectfully submitted,

/S JUSTIN A. ZELLER

Justin A. Zeller
Counsel to Plaintiffs

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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LAURO SANCHEZ, et. al.	:	
	:	
Plaintiffs,	:	
	:	
-against-	:	07 Civ. 3429 (WHP)
	:	
BELLCLAIRE, INC., a New York Corporation,	:	Proposed Revised
and KYUNG LEE, individually,	:	<u>Scheduling Order</u>
	:	
Defendants.	:	
-----X		

WILLIAM H. PAULEY III, District Judge:

1. Discovery shall be completed by April 16, 2008; .
- 2.. The parties shall submit a joint pre-trial order in accordance with this Court's individual practices by _____; and
7. This Court will hold a final pre-trial conference on _____.

SO ORDERED:

WILLIAM H. PAULEY III
U.S.D.J.

Counsel of record:

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